01-24-05

Attorney's Docket No.: 17109-012001 / 922

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Rene Gantier et al.

Art Unit : 1646

Serial No.: 10/658,834

Examiner: Prema Maria Mertz

Filed

September 8, 2003

Cust. No. : 20985

Conf. No.:

Title

RATIONAL EVOLUTION OF CYTOKINES FOR HIGHER STABILITY, THE CYTOKINES AND ENCODING NUCLEIC ACID MOLECULES

Mail Stop Amendment

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

## TRANSMITTAL LETTER

Dear Sir:

Transmitted herewith are a Supplemental Information Disclosure Statement, Forms PTO-1449 (1) page and cited references for filing in connection with the above-identified application. Because this Supplemental Information Disclosure Statement is filed prior to receipt of a first office action on the merits in the above-referenced application, no fee is due. However, should it be determined that a fee for filing these papers is required, the Commissioner is authorized to charge Deposit Account No. 06-1050, as stated below:

The Commissioner is hereby authorized to charge any fees that may be due in connection with this paper or with this application during its entire pendency to Deposit Account No. 06-1050. A duplicate of this sheet is enclosed.

Respectfully submitted,

Stephanie L. Seidman Reg. No. 33,779

Attorney Docket No. 17109-012001 / 922

Address all correspondence to:

Stephanie L. Seidman Fish & Richardson P.C. 12390 El Camino Real San Diego, California 92130

Telephone: (858) 678-5070 Facsimile: (202) 626-7796 email: seidman@fr.com

> CERTIFICATE OF MAILING BY "EXPRESS MAIL" "Express Mail" Mailing Label Number EV 399318400 US

Date of Deposit January 20, 2005

I hereby certify that this paper is being deposited with the United States Postal "Express Mail/Post Office to Addressee" Service under 37 CFR §1.10 on the date indicated above and is addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA, 22313-1450.

Stephanie L

Attorney's Docket No.: 17109-012001 / 922

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Micant: Rene Gantier et al. Art Unit: 1646

érial No.: 10/658,834 Examiner: Prema Maria Mertz

Filed : September 8, 2003 Cust. No. : 20985

Conf. No.: 7681

Title : RATIONAL EVOLUTION OF CYTOKINES FOR HIGHER STABILITY, THE

CYTOKINES AND ENCODING NUCLEIC ACID MOLECULES

## Mail Stop Amendment

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT IN ACCORDANCE WITH 37 C.F.R. §§1.97-1.98

Dear Sir:

Because this Supplemental Information Disclosure Statement is filed before the receipt of a First Office Action on the Merits for the above-captioned application, a fee for filing this statement should not be due. If, however, it is determined that a fee is due, any fees that may be due in connection with filing this paper may be charged to Deposit Account No. 06-1050.

In accordance with the duty of disclosure imposed by 37 C.F.R. §1.56 to inform the Patent Office of all references known by Applicant or Applicant's representative that may be material to the examination of the subject application, Applicant's representative hereby provides this Supplemental Information Disclosure Statement that is prepared in accordance with 37 C.F.R. §§1.97-1.98. Form PTO-1449 (1 page(s)) and copies of the cited references are provided herewith in connection with the above-captioned application.

The documents listed on the Form PTO-1449 are in the English language. Hence, in accordance with the requirements of 37 C.F.R. §1.98, as amended effective March 16, 1992, no further explanation of the listed item is necessary.

CERTIFICATE OF MAILING BY "EXPRESS MAIL" "Express Mail" Mailing Label Number EV 399318400 US

Date of Deposit January 20, 2005

I hereby certify that this paper is being deposited with the United States Postal "Express Mail Post Office to Addressee" Service under 37 CFR §1.10 on the date indicated above and is addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA, 22313-1450.

Stephanie L. Seifingen

Applicant: Rene Gantier et al. Attorney's Docket No.: 17109-012001 / 922

Serial No.: 10/658,834 : September 8, 2003

Supplemental Information Disclosure Statement

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Since the last Supplemental Information Disclosure Statement was filed on January 4, 2005, no additional co-pending applications need be made known to the Examiner.

Although these documents are made known to the Patent and Trademark Office in compliance with Applicant's duty of disclosure, such disclosure is not to be construed as an admission by Applicant or Applicant's representative that any of the references is effective as prior art against the subject application. In accordance with 37 C.F.R. 1.97(h), the filing of this Supplemental Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. 1.56(b) exists.

Applicant respectfully requests that the Examiner review the foregoing references and make them of record in the file history of the above-captioned application.

Respectfully submitted,

Stephanie L. Seidman

Reg. No. 33,779

Attorney Docket No. 17109-012001 / 922

Address all correspondence to:

Stephanie L. Seidman Fish & Richardson P.C. 12390 El Camino Real San Diego, California 92130

Telephone: (858) 678-5070 Facsimile: (202) 626-7796 email: seidman@fr.com

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If Appropriate

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Substitute Form PTO-1449 (Modified)		rtment of Commerce nd Trademark Office	Attorney's Docket No. 17109-012001 / 922	Application No. 10/658,834		
JAN 2	List of Patents and	d Publications for Disclosure Sta		Applicant Rene Gantier et al.		
AT & TRA	(37,997 §1.98(b))			Filing Date September 8, 2003	Group Art Unit 1646	
TRA	DEMIN		U.S. Patent	Documents		
	Examiner Desig	Document	Publication	·		Filing Date

Date

Foreign Patent Documents or Published Foreign Patent Applications								
Examiner Initial	Desig.	Document Number	Publication Date	Country or Patent Office	Class	Subclass	Trans Yes	lation No
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	AA	01/25253	04/12/01	PCT				
	AB	01/32844	05/10/01	PCT				
	AC	95/23813	09/08/95	PCT				
	AD	98/13487	04/02/98	PCT				
	AE	99/07833	02/18/99	PCT			·	
	AF	99/11764	03/11/99	PCT				

Patentee

Other Documents (include Author, Title, Date, and Place of Publication)				
Examiner	Desig.			
Initial	ID	Document		
		none		

Examiner Signature

Initial

ID

Number

none

Date Considered

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.